#/3731 FRV A

IN THE UNITED SEATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: DON MICHAEL=27

In re Application of:

T. Anthony DON MICHAEL

Appln. No.: 10/005,699

Filed: December 7, 2001

For: DISTAL PROTECTION DOUBLE BALLOON CATHETER

Art Unit: 3731

BATTY.'S DOCKET: DON MICHAEL=27

Art Unit: 3731

BALLOON MICHAEL=27

Confirmation No. 7636

January 19, 2005

RESPONSE

Honorable Commissioner for Patents Customer Service Window Randolph Building, Mail Stop Amendment 401 Dulany Street Alexandria, VA 22314

Sir:

This is in response to the Examiner's action dated October 19, 2004. Record is also made of the personal interview held with Examiner Ho on January 12, 2005. The substance of that interview will be included in the discussion to be presented below.

The final rejection of claims 1-10 as unpatentable over Nap in view of Sahota is again traversed for the basic reason that neither of the applied references discloses a system that includes a "high compliance blocking balloon" as defined in parent claim 1 of the present Application.